

PROCEEDINGS OF THE COMMON COUNCIL  
IN REGULAR SESSION  
TUESDAY, MAY 14 1985

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

THE COMMON COUNCIL OF THE CITY OF FORT WAYNE MET IN THE  
COUNCIL CHAMBERS Tuesday EVENING May 14 A.D., 19 85,  
IN Regular SESSION. PRESIDENT Mark E. GiaQuinta  
IN THE CHAIR, COUNCIL ATTORNEY Stanley A. Levine, AND  
Sandra E. Kennedy CLERK, AT THE DESK, PRESENT THE FOLLOWING  
MEMBERS VIZ:

BRADBURY P, BURNS P, EISBART P,  
GIAQUINTA P, HENRY P, REDD P,  
SCHMIDT P, STIER P, TALARICO P,

ABSENT: \_\_\_\_\_

COUNCILMAN: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,

THE INVOCATION WAS GIVEN BY \_\_\_\_\_

THE MINUTES OF THE LAST REGULAR \_\_\_\_\_, 19\_\_\_\_,

\_\_\_\_\_, 19\_\_\_\_,

SPECIAL \_\_\_\_\_, 19\_\_\_\_,

SESSION HAVING BEEN DELIVERED TO THE COUNCIL, WERE, ON MOTION, APPROVED  
AND PUBLISHED.

OFFICE OF THE MAYOR

April 25, 1985

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Today, April 25, 1985, I have approved the following ordinances and resolutions passed by the Common Council at this regular meeting of April 23, 1985.

(Bill No. S-85-04-01)  
SPECIAL ORDINANCE NO. S-53-85

AN ORDINANCE ratifying Bid Reference No. 1155 by the City of Fort Wayne by and through its Parks and Recreation Department with Langham Silkscreening

(Bill No. S-85-04-02)  
(as amended) (as amended)  
SPECIAL ORDINANCE NO. S-54-75

AN ORDINANCE revising fees for the use of City rights-of-way

(Bill No. R-85-03-45)  
RESOLUTION NO. R-49-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$5,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA FOR THE PURPOSE OF INDUCING THE APPLICANT INTERNATIONAL PARK, INC. OR ITS ASSIGNEE TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. S-85-04-24)  
SPECIAL ORDINANCE NO. S-55-85

ORDINANCE AUTHORIZING THE CITY OF FORT WAYNE TO ISSUE ITS "CITY OF FORT WAYNE ECONOMIC DEVELOPMENT REVENUE BONDS, SERIES 1985 (GOLDEN YEARS HOMESTEAD, INC. PROJECT)" AND APPROVING OTHER ACTIONS IN RESPECT THERETO



(Bill No. R-85-04-25)  
RESOLUTION NO. R-52-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$1,000,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA FOR THE PURPOSE OF INDUCING THE APPLICANT MCJON, INC. AND/OR MCEOWEN, STONE, MILLIGAN TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-85-04-27)  
RESOLUTION NO. R-53-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING A PRELIMINARY RESOLUTION OF THE BOARD OF AVIATION COMMISSIONERS OF THE CITY OF FORT WAYNE CONCERNING THE ISSUANCE AND SALE OF THE CITY OF FORT WAYNE AIRPORT REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$10,000,000 FOR FACILITIES TO BE OWNED AND OPERATED BY THE CITY OF FORT WAYNE, ACTING BY AND THROUGH ITS BOARD OF AVIATION COMMISSIONERS, AND TO BE LOCATED AT BAER FIELD MUNICIPAL AIRPORT

(Bill No. R-85-04-28)  
RESOLUTION NO. R-54-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING A PRELIMINARY RESOLUTION OF THE BOARD OF AVIATION COMMISSIONERS OF THE CITY OF FORT WAYNE CONCERNING THE ISSUANCE AND SALE OF THE CITY OF FORT WAYNE AIRPORT REVENUE BONDS IN AN AMOUNT NOT TO EXCEED \$3,500,000 FOR FACILITIES TO BE OWNED AND OPERATED BY THE CITY OF FORT WAYNE, ACTING BY AND THROUGH ITS BOARD OF AVIATION COMMISSIONERS, ON BEHALF OF B.G.S.Q. BUILDING CORP. FOR LEASE TO BURLINGTON NORTHERN AIR FREIGHT, INC., AND TO BE LOCATED AT BAER FIELD MUNICIPAL AIRPORT

(Bill No. R-85-04-36)  
RESOLUTION NO. R-56-85

A RESOLUTION FINDING, DETERMINING AND RATIFYING AN INDUCEMENT RESOLUTION OF THE FORT WAYNE ECONOMIC DEVELOPMENT COMMISSION AUTHORIZING THE ISSUANCE AND SALE OF \$3,500,000.00 ECONOMIC REVENUE BONDS OF THE CITY OF FORT WAYNE, INDIANA FOR THE PURPOSE OF INDUCING THE APPLICANT B.G.S.Q. BUILDING CORP. TO PROCEED WITH THE ACQUISITION CONSTRUCTION AND EQUIPPING OF THE PROJECT

(Bill No. R-85-04-04)  
DECLARATORY RESOLUTION NO. R-50-85

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1.12-1



(Bill No. R-85-04-06)  
DECLARATORY RESOLUTION NO. R-51-85

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-85-04-34)  
DECLARATORY RESOLUTION NO. R-55-85

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-85-04-40)  
DECLARATORY RESOLUTION NO. R-57-85

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. R-85-04-42)  
DECLARATORY RESOLUTION NO. R-58-85

A DECLARATORY RESOLUTION designating an "Economic Revitalization Area" under I.C. 6-1.1-12.1

(Bill No. Z-85-02-13)  
ZONING MAP ORDINANCE NO. Z-03-85

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. F-11

(Bill No. S-85-04-11)  
SPECIAL ORDINANCE NO. S-56-85

AN ORDINANCE approving a Contract for Curb & Sidewalk Improvement Res. #6007-84, Phase I-A, by and between the City of Fort Wayne and Tomco Construction Co., in connection with the Board of Public Works and Safety

(Bill No. S-85-04-12)  
SPECIAL ORDINANCE NO. S-57-85

AN ORDINANCE approving the Contract for Curb & sidewalk Res. #6007-84, Phase I-B, Southwood Park, by and between the City of Fort Wayne and Dailey Asphalt Products Co., Inc., in connection with the Board of Public Works and Safety

(Bill No. S-85-04-13)  
SPECIAL ORDINANCE NO. S-58-85

AN ORDINANCE approving Contract #407-84, Phase VII, Southwest Interceptor S-1, GM, by the City of Fort Wayne by and through its Board of Public Works and Safety and John Dehner, Inc.

(Bill No. S-85-04-14)  
SPECIAL ORDINANCE NO. S-59-85

AN ORDINANCE approving Contract #408-85, Phase II, Southwest Interceptor S-2, GM, by the City of Fort Wayne by and through its Board of Public Works and Safety and Bercot, Inc.

(Bill No. S-85-04-15)  
SPECIAL ORDINANCE NO. S-60-85

AN ORDINANCE approving Contract No. 85-XP-4 - GM Water Main Extension Project 30" Indianapolis Road Div. 2 Feeder Main, by the City of Fort Wayne by and through its Board of Public Works and Safety and T-G Excavating, Inc.

(Bill No. S-8-5-04-16)  
SPECIAL ORDINANCE NO. S-61-85

AN ORDINANCE approving Contract No. 85-XP-5 - 24" Indianapolis, Lafayette, Feightner Rd. Feeder Main, Div. 2 GM Project, by the City of Fort Wayne by and through its Board of Public Works and Safety and T-G Excavating, Inc.

(Bill No. s-85-04-17)  
SPECIAL ORDINANCE NO. S-62-85

AN ORDINANCE approving Contract #408-85, Phase I, Main Sewer Improvement GM, by the City of Fort Wayne by and through its Board of Public Works and Safety and Scheidleman Excavating

(Bill No. S-85-04-18)  
SPECIAL ORDINANCE NO. S-63-85

AN ORDINANCE approving a Contract for Res. #409-84, Spruce Drive Sanitary Sewer, by and between the City of Fort Wayne and All Star Construction & Excavating, Inc., in connection with the Board of Public Works and Safety

(Bill No. S-85-04-19)  
SPECIAL ORDINANCE NO. S-64-85

AN ORDINANCE approving Contract #408-85, Phase V, Southwest Interceptor S-2, GM by the City of Fort Wayne by and through its Board of Public Works and Safety and Indiana Construction Corporation



(Bill No. S-85-04-20)  
SPECIAL ORDINANCE NO. S-65-85

AN ORDINANCE approving Contract #408-85, Phase IV, Southwest Interceptor S-2, GM by the City of Fort Wayne by and through its Board of Public Works and Safety and Land Excavating, Inc.

(Bill No. S-85-04-21)  
SPECIAL ORDINANCE NO. S-66-85

AN ORDINANCE approving a Contract for Res. #410-85 - Evard Road - Ramblewood Drive Overflow Pump Station by and between the City of Fort Wayne and T-G Excavating, Inc., in connection with the Board of Public Works and Safety

(Bill No. S-85-04-26)  
SPECIAL ORDINANCE NO. S-67-85

AN ORDINANCE approving Contract #408-85, Phase III, GM Main Sewer Improvement by the City of Fort Wayne by and through its Board of Public Works and Safety and Fleming Excavating

(Bill No. Z-85-03-48)  
ZONING MAP ORDINANCE NO. Z-05-85

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. N-42

(Bill No. G-85-03-49)  
GENERAL ORDINANCE NO. G-08-85

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

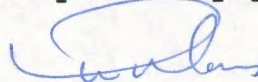
(Bill No. Z-85-03-46)  
ZONING MAP ORDINANCE NO. Z-04-85

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. S-14

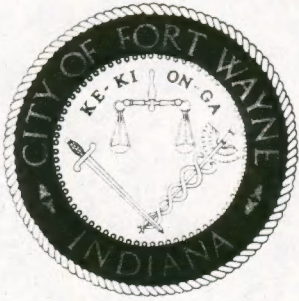
(Bill No. G-85-03-50)  
GENERAL ORDINANCE NO. G-09-85

AN ORDINANCE amending the Thoroughfare Plan of the City Comprehensive ("Master") Plan by vacating an alley thereof

Respectfully yours,



Win Moses, Jr.  
Mayor



# The City of Fort Wayne

26 March 1985

TO: The Common Council  
City of Fort Wayne

RESOLUTION  
OF THE  
CITY PLAN COMMISSION

BE IT HEREBY RESOLVED that the City Plan Commission recommends  
DO PASS for the Orchard Ridge annexation, Annexation Bill No.  
X-84-04-13 and Resolution No. X-84-04-14.

Certified and signed this  
26th Day of March 1985.

Mel Smith,  
Secretary





# The City of Fort Wayne

LAND USE MANAGEMENT

Division of Community Development & Planning

2 May 1985

## COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 02

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending the Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-04-10

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
2nd day of May 1985.

Melvin O. Smith  
Secretary



**FACT SHEET**

Z-85-04-10

**Division of Community  
Development & Planning**

BILL NUMBER

BRIEF TITLE

APPROVAL DEADLINE

REASON

Zoning Ordinance Amendment

**DETAILS**

|  |
|--|
| <b>Specific Location and/or Address</b><br><br>2312 Bellle Vista Blvd.   |
| <b>Reason for Project</b><br><br>To allow for a monument business.   |
| <b>Discussion (Including relationship to other Council actions)</b><br><br><u>April 15, 1985 - Public Hearing</u><br><br>Darrell Miller, petitioner stated that he wished to change the zoning in order to run a monument business from his property. He stated he has no intention of altering the present structure. He stated that he is bordered on the one side by a carpet outlet and across the street is a package liquor store.<br><br>Duane Embury questioned why he did not apply for a BZA Use Variance.<br><br>V.C. Seth, Director of Planning stated that according to state law in order to grant a variance the petitioner must prove a hardship on the property. He stated that the property as it is can be used for a single family residence. He stated the petitioners have no hardship.<br><br>Ben Eisbart read a letter from Mr. James D. Boyer, 2612 CleElum Drive along with a petition from the area residents in opposition to the request. The letter stated that this would be spot zoning and would also violate the Restrictive |

**POSITIONS**

|  |  |
|--|--|
| <b>Sponsor</b>   | City Plan Commission   |
| <b>Area Affected</b>   | City Wide<br><br>Other Areas   |
| <b>Applicants/<br/>Proponents</b>                              | <b>Applicant(s)</b><br>Darrell Miller<br>City Department<br><br>Other  |
| <b>Opponents</b>   | <b>Groups or Individuals</b><br>James D. Boyer<br>Area Residents<br><b>Basis of Opposition</b><br>-adverse impact on area<br>-not allowed by Restrictive<br>Covenants of subdivision   |
| <b>Staff<br/>Recommendation</b>                                | <input type="checkbox"/> For <input checked="" type="checkbox"/> Against<br><br>Reason Against   |
| <b>Board or<br/>Commission<br/>Recommendation</b>              | <b>By</b><br><br><input type="checkbox"/> For <input checked="" type="checkbox"/> Against<br><input type="checkbox"/> No Action Taken<br><br><input type="checkbox"/> For with revisions to conditions<br>(See Details column for conditions |
| <b>CITY COUNCIL<br/>ACTIONS<br/>(For Council<br/>use only)</b> | <input type="checkbox"/> Pass <input type="checkbox"/> Other<br><input type="checkbox"/> Pass (as<br>amended) <input type="checkbox"/> Hold<br><input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass                    |

**DETAILS**

Covenants for the subdivision which states, "No lot shall be used except for residential purposes."

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning.

April 22, 1985 - Business Meeting

Motion to deny the request was made and carried.

Of the 8 members present 7 voted aye for the denial one did not vote.

**POLICY/ PROGRAM IMPACT**

|                                      |  |
|--------------------------------------|--|
| <b>Policy or Program Change</b>      | <input type="checkbox"/> No <input type="checkbox"/> Yes |
|                                      |  |
|                                      |  |
| <b>Operational Impact Assessment</b> |  |
|                                      |  |
|                                      |  |

(This space for further discussion)

**Project Start**

**Date** March 13, 1985

**Projected Completion or Occupancy**

**Date** May 2, 1985

**Fact Sheet Prepared by**

**Date** May 2, 1985

Pat Biancaniello

**Reviewed by**

**Date** May 2, 1985

Gary F. Baeten *Gary Baeten*

**Reference or Case Number**

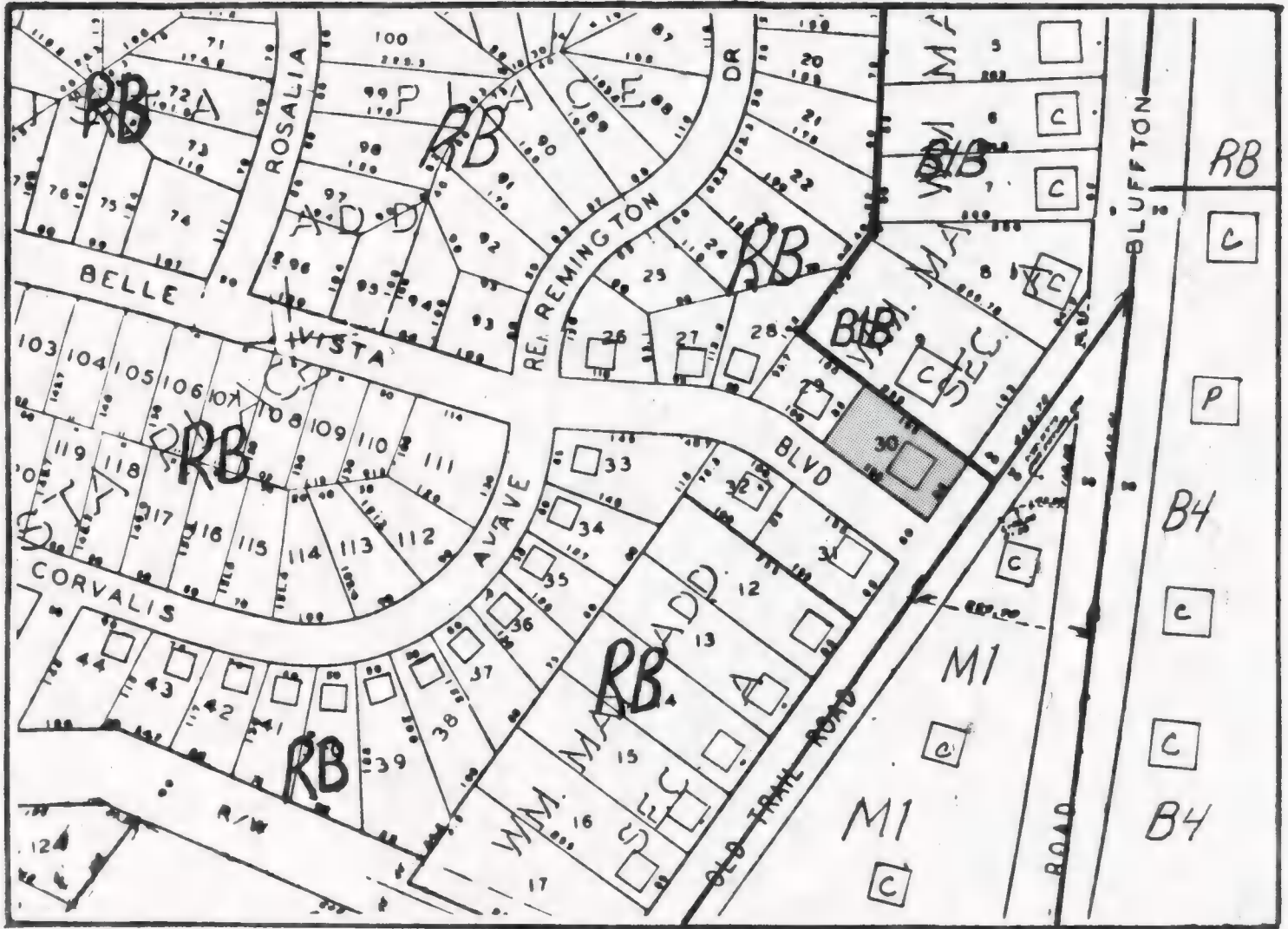


# ZONING PETITION #123

A PETITION TO AMEND THE ZONING MAP BY RECLASSIFYING DESCRIBED PROPERTY FROM AN RB DISTRICT TO A BIB DISTRICT.

MAP NO. J-23

COUNCILMANIC DISTRICT. NO. 4



## Zoning:

RB RESIDENCE "B"  
 BIB LIMITED BUSINESS "B"  
 B4 ROADSIDE BUSINESS  
 M1 LIGHT INDUSTRY

## Land Use:

□ SINGLE FAMILY  
 [ ] COMMERCIAL  
 [ ] PUBLIC - FIRE STATION

BILL NO. G-85-04-10

Scale: 1" = 200'

-36- Date: 3-26-85



Change of Zone #123

PROPOSAL:

Darrell G. & Carol A. Miller, petitioners, request a change of zone from RB to B-1-B.

GENERAL INFORMATION:

|                                |   |
|--------------------------------|---|
| Location:                      | 2312 Belle Vista Blvd.  |
| Legal Description:             | Lot #30 in Belle Vista Place Addition   |
| Existing Zoning:               | RB  |
| Size of Property:              | Approximately 12,000 sq. ft.  |
| Surrounding Land Use & Zoning: | North - B-1-B - Commercial<br>South - RB - Residential<br>East - M-1 - Commercial<br>West - RB - Residential  |
| Reason For Request:            | To allow "monument display".  |
| Applicable Regulations:        | RB is a residential district that permits nursing homes, nursery, lodging homes, multi-family development uses.   |
| Comprehensive Plan:            | This request is located in the Middle Ring as defined by the Comprehensive Plan. General Land Use Policies state that rezonings and development proposals should be compatible with existing land uses and not establish an undesirable precedent in the area to be developed. The goal in the Middle Ring is to maintain investments and prevent deterioration in existing neighborhoods. Extension of existing B-1-B District for this use would be consistent with the Comprehensive Plan. |
| Urban Design:                  | Not recommended - encroachment in residential area.   |
| Neighborhood Planning:         | No Comment  |
| HANDS:                         | No Comment  |
| Housing Authority:             | Should remain as is presently zoned.  |



Change of Zone #123  
2 April 1985

Page two -

SPECIAL INFORMATION:

Public Utilities: Are available for this lot.

PLANNING STAFF DISCUSSION:

Although there are commercial uses to the east and north, this lot is part of a recorded subdivision. The original restrictive covenants restrict any land to residential uses only.

We are constantly concerned with the erosion of residential life quality that is caused by commercial encroachment. Approval of this petition would encourage future encroachment in this area.

We feel strongly that diverse uses should not face each other across a street. The edges along diverse uses when they are back-to-back or side-by-side can be successfully treated to ameliorate adverse impacts. As we have discussed before on other occasions, this is a good location for office use as a transition.

RECOMMENDATION:

Denial

- 1) An undue hardship does not exist as the property can be used as it is zoned.
- 2) Approval would encourage commercial encroachment into residential areas.
- 3) Its approval would adversely impact the existing residential character of the neighborhood.

## RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMEDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana on April 9, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-04-10; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 15, 1985;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO NOT PASS recommendation based on the Commission's following "Findings of Fact":

- (1) the grant will be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will be affected in a substantially adverse manner;
- (3) the need for the rezoning does not arise from conditions peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will not constitute an unusual and unnecessary hardship to this property;
- (5) the grant interferes substantially with the comprehensive plan adopted under the 500 series of the metropolitan development law; and,

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 22, 1985.

Certified and signed this  
2nd day of May 1985.



Melvin O. Smith  
Secretary





**The City of Fort Wayne**  
LAND USE MANAGEMENT  
Division of Community Development & Planning

23 April 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning street names changes.

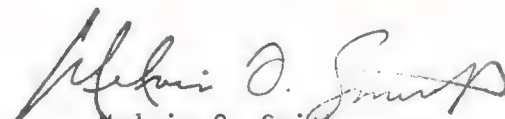
The proposed ordinance is designated as:

BILL NO. S-84-03-36

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
23rd day of April 1985.

  
Melvin O. Smith  
Secretary

**FACT SHEET**

S-85-03-36

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE**

Street Name Change Ordinance

**APPROVAL DEADLINE****REASON****DETAILS****Specific Location and/or Address**

Upper Huntington Road; Fernwood Avenue

**Reason for Project**

To insure unique street name designations. Emergency services are dependent upon being able to find addresses fast. When duplicate names, or other inconsistencies occur, we jeopardize human welfare and create areas of confusion.

**Discussion (Including relationship to other Council actions)**April 15, 1985 - Public Hearing

No one appeared to speak in favor of or in opposition to the proposed street name changes.

April 22, 1985 - Business Meeting

Motion to approve the ordinance was made and carried.

Of the eight (8) members present seven (7) voted in favor of approval one (1) did not vote.

**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**Councilman Ben Eisbart  
City Department

Other

**Opponents****Groups or Individuals****Basis of Opposition****Staff  
Recommendation**☒ For ☐ Against

Reason Against

**Board or  
Commission  
Recommendation****By**☒ For ☐ Against  
☐ No Action Taken☐ For with revisions to conditions  
(See Details column for conditions)**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass ☐ Other  
☐ Pass (as amended) ☐ Hold  
☐ Council Sub. ☐ Do not pass



**DETAILS**

**POLICY/PROGRAM IMPACT**

|                               |  |
|-------------------------------|--|
| Policy or Program Change      | <input type="checkbox"/> No <input type="checkbox"/> Yes |
|                               |  |
|                               |  |
|                               |  |
| Operational Impact Assessment |  |
|                               |  |
|                               |  |
|                               |  |

(This space for further discussion)

**Project Start**

**Date** March 26, 1985

**Projected Completion or Occupancy**

**Date** April 23, 1985

**Fact Sheet Prepared by**

Pat Biancaniello

**Date** April 23, 1985

**Reviewed by**

Gary F. Baeten

*Gary Baeten*

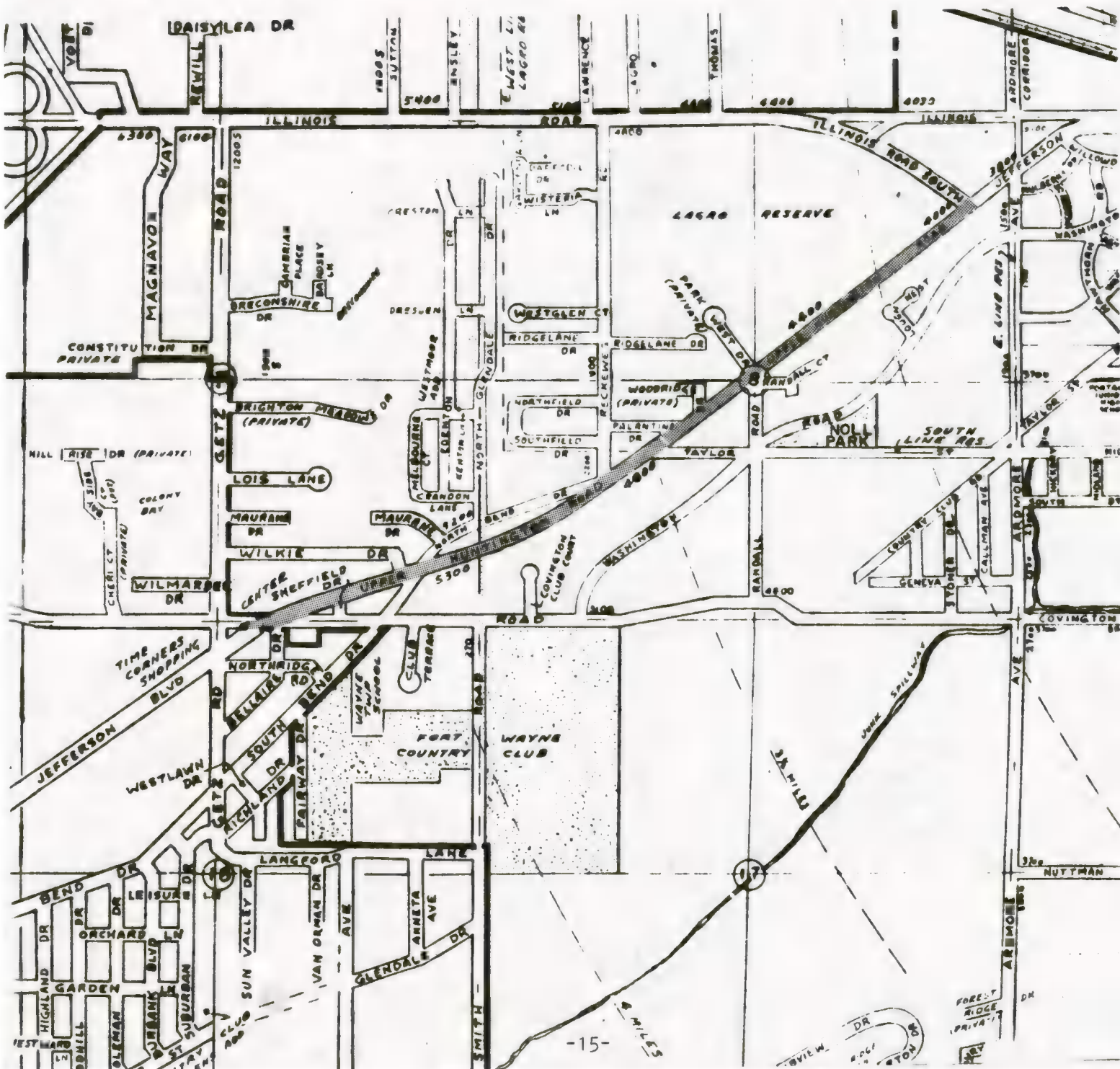
**Date** April 23, 1985

**Reference or Case Number**

# PLAN COMMISSION

BILL NO. S-85-03-36

STREET NAME CHANGE: Upper Huntington Road from its intersection with Illinois Road to the west City limits shall to WEST JEFFERSON BLVD.





# PLAN COMMISSION

BILL NO. S-85-03-36

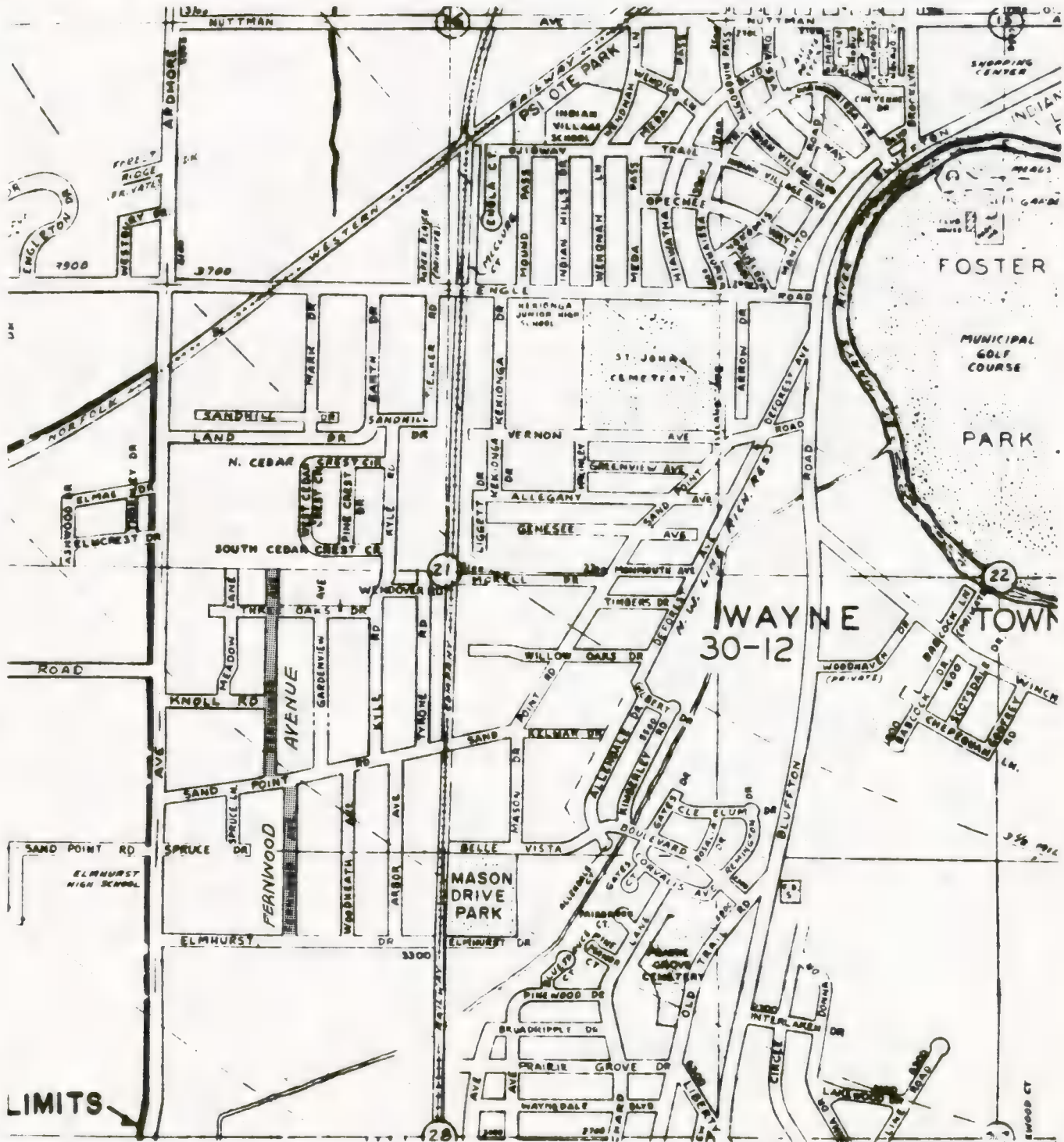
STREET NAME CHANGE: Fernwood Avenue from its intersection North Clinton Street to  
NORTH FERNWOOD AVENUE



## PLAN COMMISSION

BILL NO. S-85-03-36

STREET NAME CHANGE: Fernwood Avenue from its intersection with Elmhurst Drive to its intersection with Cedar Crest Circle to SOUTH FERNWOOD AVENUE





Petition for Street Name Change

2 April 1985

PETITIONER: Councilman Ben Eisbart

REQUEST:

- A) Upper Huntington Road be changed to West Jefferson Boulevard from its intersection with Illinois Road to the west city limits
- B) Fernwood Avenue be changed to North Fernwood Avenue from its intersection with North Clinton
- C) Fernwood Avenue be changed to South Fernwood Avenue from its intersection with Cedar Crest Circle

PLANNING STAFF DISCUSSION:

The importance of insuring unique street name designations can not be over stressed. Emergency services are dependent upon being able to find addresses fast. When duplicate names, or other inconsistencies occur, we jeopardize human welfare and create areas of confusion.

- A) Jefferson Blvd., is addressed in an inconsistent manner. This can easily be resolved by approval of this request.
- B & C) The street name of Fernwood is currently used in two separate areas of the city. Changing either name would inconvenience those residents of these areas. However, by adding a modifier to these names, we create a distinction that allows an appreciable difference without adversely affecting the residents.

Although any name change will affect some residents, (i.e., mailing labels, stationary, etc.), we feel that logic and consistency in street naming will be an overall improvement to the City of Fort Wayne.

RECOMMENDATION:

Approval of all three street name changes.

RESOLUTION OF STREET NAME CHANGE RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on March 26, 1985, referred proposed street name changes to the City Plan Commission which proposed ordinance was designated as Bill S-85-03-36; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law;

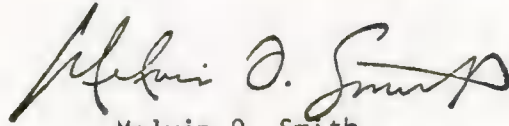
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 15, 1985;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 22, 1985.

Certified and signed this  
23 day of April 1985.

  
Melvin O. Smith  
Secretary



**The City of Fort Wayne**  
LAND USE MANAGEMENT  
Division of Community Development & Planning

2 May 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the amendment of the Zoning Ordinance (General Ordinance No. G-06-80, amending Chapter 33 of the Municipal Code of the City of Fort Wayne, Indiana, 1946). The proposed ordinance is designated as:

BILL NO. Z-85-04-09

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
2nd day of May 1985.

Melvin O. Smith  
Secretary



Division of Community  
Development & Planning

## BRIEF TITLE

Zoning Ordinance Amendment

## APPROVAL DEADLINE

## REASON

## DETAILS

## Specific Location and/or Address

Northwest corner of Vance Avenue &  
Coliseum Blvd.

## Reason for Project

To develop a professional office complex.

## Discussion (Including relationship to other Council actions)

April 15, 1985 - Public Hearing

Elisbert read a letter in to the record from the Emerald Neighborhood Association. Letter is attached for your information.

Robert Hoover, attorney, appeared before the Commission representing the petitioner. He stated that Mutual Security Life, the petitioner, presently have a home office located at 3000 Coliseum Blvd., East which is near and in the immediate vicinity of the requested zoning. He stated that the petitioner wants to develop a planned office development on the property in question. He stated the petitioner intends to construct 3 buildings on the site, to occupy a portion of the space constructed and currently rent the balance of the space. He stated the project has been designed so that it will meet the long term office needs of Mutual Security Life. He stated that buildings 1 & 2 will be 3-story buildings; building 3 is to be a 4-story building. He stated that the total area covered by buildings would be 61,530 sq. ft. He stated that is a 9.6% of the site coverage. He stated that the approximate amount of sq. footage on all floors is 209,00 sq. ft. He stated the plan provides for parking of approximately 656 cars. He stated that they intend to retain as much natural foliage as many trees as possible. He stated that they feel that this plan will allow for the retainage of the greatest amount of trees and foliage. He stated it will also allow for the landscaping of the parking lot which will make the site more attractive.

He stated that building one has a 35 foot setback from Vance Avenue, all three buildings are setback from the right-of-way line of Coliseum Blvd., approximately 20 feet. He stated that building #3 has a setback of 70 feet from the west boundary line. He stated that the proposed height of buildings 1 & 2 is 40'6" and the height of #3 is 54'. He stated that the height limitation in a PDD is 35' and therefore they have filed with the EMA to waive the height restriction and allow for 55'. He stated that the buildings will be built of brick and be 3-sided so that it will appear that the buildings have a back side. He stated that the buildings will not all be built at one time, it is anticipated that #1 or #3 will be constructed first depending upon Mutual Security's own needs and the needs of certain tenants. He stated that they have two lakes on the property which have been put in for aesthetic value as well as the one lake on the northwest of the property will also serve as a retention pond for any excess storm water. He stated that the existing woods on the west side and a portion of the south side of the property provide for a natural buffer. He stated that they intend to retain plant of 6 feet high or more west of the lake at the northwest corner so as to further shield the site from the west. He stated that the south border will have mounding from 2 to 4 feet in order to shield the parking area from Vance Avenue. He stated they also intend to plant trees and other foliage on top of the mounding. He stated that if they have any doubts about Mutual Security's interest in landscaping they should observe their current office landscaping and their maintenance program.

He stated that they have had a traffic study done by Barton-Aschman Associates. He stated that the traffic plan proposed by Mutual Security is in accordance with the study and recommendations of Barton-Aschman. He stated that it is the opinion of the study that the existing roads, traffic patterns are adequate to serve the proposed development. He stated that the peak traffic periods for a complex of this type are in the morning and evening. Between 7 and 8 a.m. in the morning and 4 and 6 p.m. in the evening. He stated that the site plan calls for an entrance on Coliseum located approximately 1,000 feet north of the intersection of Vance and Coliseum. He stated that the entrance has been designed for a right in and a right out only with appropriate acceleration and deceleration lanes. He stated that they have to get approval for a cut on Coliseum Blvd., from the State Highway Department. He stated they feel they will be able to obtain approval for a cut from the State Highway. He stated that the second entrance will be on Vance Avenue located approximately 750 feet west of the intersection of Vance & Coliseum. He stated they propose to add a third lane to Vance Avenue. He stated the lane will come from Mutual Security's property and will run the length of the property starting at the intersection of Coliseum & Vance and will taper back into two lanes at Sherborne. He stated the purpose of adding the third lane is so that there will be a passing lane and a turn lane, so that people approaching the site from the west can make a left turn, affording residents living on the south side of Vance, if they come from the east will be able to get into the center lane and be able to make a left turn into their driveways.

## POSITIONS

## RECOMMENDATIONS

|  |  |
|--|--|
| Sponsor  | City Plan Commission   |
| Area Affected  | City Wide<br><br>Other Areas   |
| Applicants/<br>Proponents                            | Applicant(s)<br>Mutual Security Life Ins.<br>City Department<br><br>Other  |
| Opponents  | Groups or Individuals<br><br>Listed in Discussion<br>Basis of Opposition<br>- traffic congestion<br>- project does not fit<br>aesthetically in area  |
| Staff<br>Recommendation                              | <input checked="" type="checkbox"/> For <input type="checkbox"/> Against<br><br>Reason Against   |
| Board or<br>Commission<br>Recommendation             | By<br><br><input checked="" type="checkbox"/> For <input type="checkbox"/> Against<br><input type="checkbox"/> No Action Taken<br><br><input type="checkbox"/> For with revisions to conditions<br>(See Details column for conditions) |
| CITY COUNCIL<br>ACTIONS<br>(For Council<br>use only) | <input type="checkbox"/> Pass <input type="checkbox"/> Other<br><input type="checkbox"/> Pass (as<br>amended) <input type="checkbox"/> Hold<br><input type="checkbox"/> Council Sub. <input type="checkbox"/> Do not pass              |

**POLICY/PROGRAM IMPACT**

|                               |  |
|-------------------------------|--|
| Policy or Program Change      | <input type="checkbox"/> No <input type="checkbox"/> Yes |
|                               |  |
|                               |  |
|                               |  |
| Operational Impact Assessment |  |
|                               |  |
|                               |  |

(This space for further discussion)

April 22, 1985 - Business Meeting

Motion to approve was made and carried.

Of the 8 member present 7 voted aye  
one did not vote.

Note: A letter to Attorney Bob Hoover, the petitioner's representative is attached stating the conditions placed upon the primary approval of the development plan for this Professional Office District.

There was no one else present who wished to speak in favor of or in opposition to the proposed rezoning and primary plan.

REVIEWED BY                      DATE May 1, 1985

REVIEWED BY  
*Gary F. Baeten*  
Gary F. Baeten



April 21, 1985

Mr. Benjamin A. Eisbart  
President  
City Plan Commission  
Room 803 City-County Building  
One Main Street  
Fort Wayne, Indiana 46802

Re: Mutual Security Life  
POD Rezoning Petition  
Vance and Coliseum

Dear Ben:

Upon your recommendation representatives of the residences around the Coliseum/Vance property met with representatives of Mutual Security Life Insurance Company for the purpose of resolving areas of conflict with regard to the proposed use of the property to be rezoned.

As a representative for the Brentwood Neighborhood Association, I feel the following items would be acceptable for the development of this property:

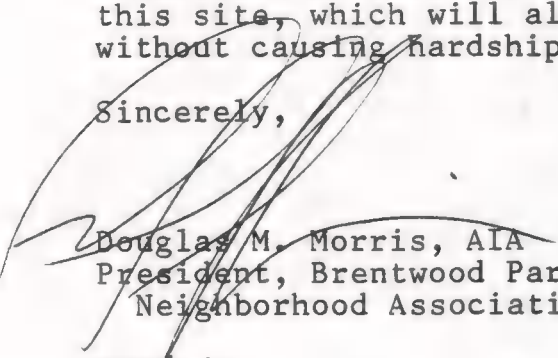
1. I understand that this development will solve, rather than create storm water drainage problems, and feel comfortable that the City Water Pollution Control Department will assure that proper storm drainage is recommended.
2. The No. 1 Building should be moved back a minimum of 15' from the proposed location to allow 50' back from the right-of-way line on Vance Avenue. The architect for the development has assured that he will try to move this building back as much as possible, and also consider rotating that building so that instead of one complete wall of the building running parallel to Vance the building corner would be the closest point of building to the right-of-way line, in which case, I would not object to the 35' setback from the right-of-way which they now have shown.

Mr. Benjamin A. Eisbart  
April 21, 1985  
Page 2

3. Screening along Vance is a major concern with regard to shielding the mass of cars which might be the general appearance from the homes along Vance. The existing zoning ordinance has specific requirements with regard to screening; in addition, Mutual Security has agreed to construct mounds to a height of 4' in areas where existing woods are not maintained. The screening immediately along Vance and the first couple of landscaping rows north will be planted with more mature trees and shrubs so that residences along Vance will not have to wait many years for that landscaping to develop. It is also recommended that if the existing woods become too thin after portions have been removed for parking, additional trees and shrubs shall be added to fill in the screening.
4. If this project is done in phases, it is hoped that Building No. 3 would be constructed first, with only enough trees removed at that time to allow for the building parking and site circulation; and that the entire site be maintained as if the project were at a completed stage, therefore, the project would not have an appearance that it was continually under construction.
5. The traffic with regard to this project is the one area where the neighborhoods and the developers could not find room for compromise. It is the neighborhood's position that there should be no site access along Vance Avenue.

The meeting with the Mutual Security representatives was very positive in opening lines of communication, and I hope that the comments resulting from this meeting assist the City Plan Commission in establishing guidelines for the development of this site, which will allow it to be a successful development without causing hardship on the surrounding neighborhoods.

Sincerely,



Douglas M. Morris, AIA  
President, Brentwood Park  
Neighborhood Association

DMM/pdr

cc: Mr. Robert T. Hoover - MSL, Attorney  
Mr. Joe A. Driver - MSL, Plant Manager



# The City of Fort Wayne

LAND USE MANAGEMENT  
Division of Community Development & Planning

24 April 1985

Mr. Robert Hoover  
2400 Fort Wayne National Bank Bldg.  
Fort Wayne, IN 02

Re: Mutual Security Life Development Plan  
(Vance & Coliseum)

Dear Mr. Hoover:

The City of Fort Wayne City Plan Commission reviewed the above referenced plan at its regularly scheduled business meeting held April 22, 1985. The recommendation of the Plan Commission was a "conditional approval", contingent upon the following:

1) Development must meet all requirements of the Board of Public Works regarding sewer, water, drainage and construction of the roadway parking lots;

2) Access shall be off Sherborne and Coliseum Boulevard's. The intersection of Vance and Sherborne must be signalized and interconnected.

Entrance (off Sherborne) is to be built so that Eastwood does not have access.

Sherborne is to end in a cul-de-sac.

Coliseum entrance should have a guardrail in the median from Hobson to Vance.

Developer is to bear the cost of all street improvements including signalization and interconnect.

3) The applicant shall make all attempts to reduce off-site traffic: use staggered work hours; have all employees use major streets to come in and out on Coliseum Boulevard.

4) The height of buildings #3 and #1 are not to exceed 40.6 feet; the height of building #2 is not to exceed 54 feet.

5) All buildings shall not be closer than 70 feet from any lot line.

6) Parking lots shall not be closer than 60 feet from any lot line.

7) The landscape plan shall include four foot mounding along the south and west property lines. It shall incorporate the retention of trees and must be submitted for CD&P approval.



Robert Hoover  
24 April 1985

Page two

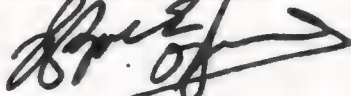
All new plant material related to a building and its associated parking lot be installed within two planting seasons after the issuance of occupancy permit for that building and parking lot.

8) One identification sign will be allowed, all other signs must be flush mounted on individual buildings.

9) Any on-site lighting shall not shine into the residential areas, and the lighting plan shall be approved by the Street Light Engineering Department.

If you have any questions, please contact me at 427-1140.

Sincerely yours,

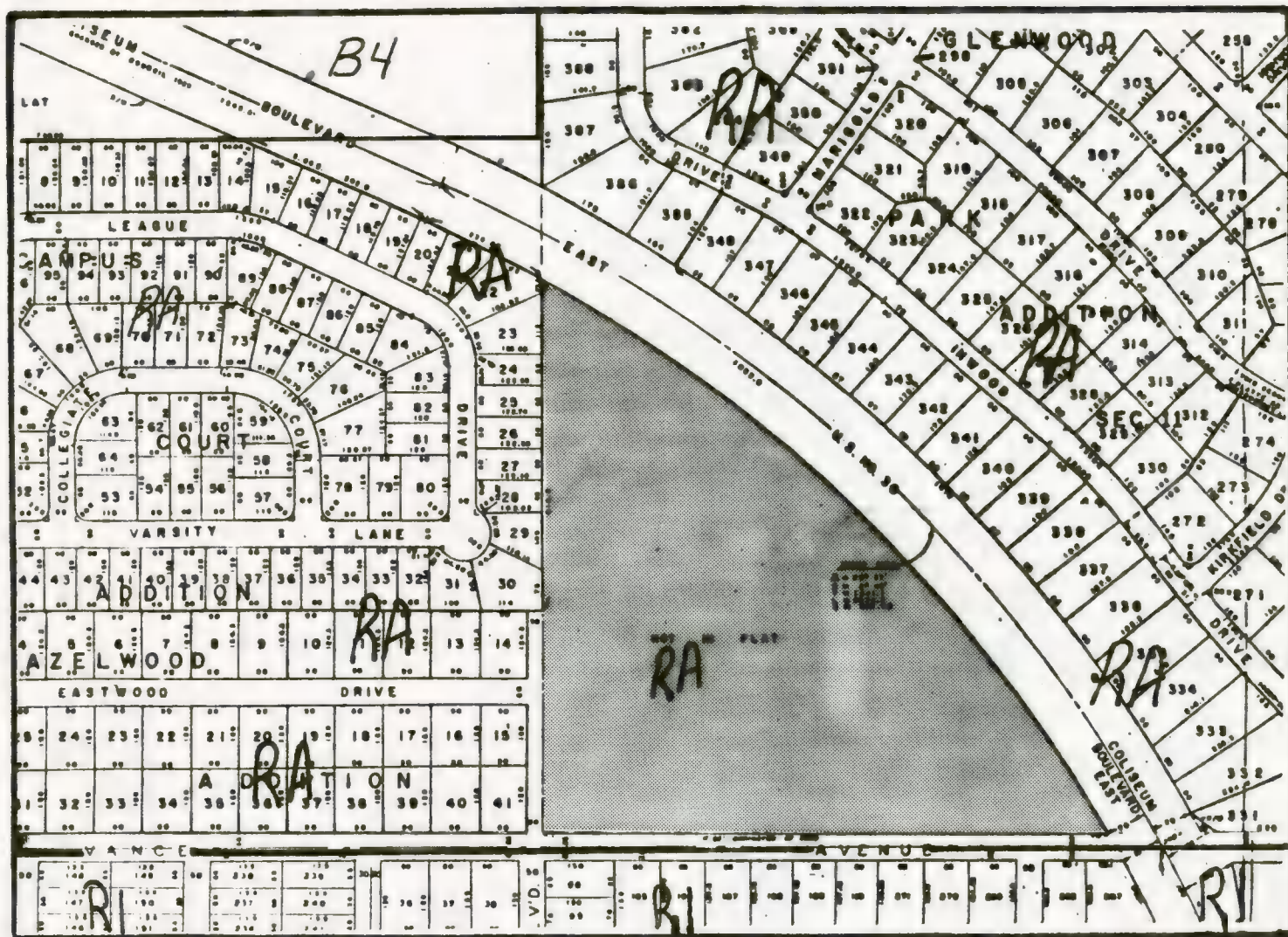
A handwritten signature in black ink, appearing to read "Wayne E. O'Brien", with a long horizontal stroke extending to the right.

Wayne E. O'Brien  
Land Use Specialist

WEO:pb

CC: File

GENERAL LOCATION MAP FOR 3000 COLISEUM BLVD. EAST



Zoning:

Land Use:

RA RESIDENCE "A"  
RI RESIDENTIAL DISTRICT  
B4 ROADSIDE BUSINESS

BILL NO. Z-85-04-09

Scale: 1" = 200'

-29- Date: 3-26-85



2 April 1985

**Change of Zone #122**

**PROPOSAL:**

Security Leasing, Inc., petitioning for a change of zone from RA to POD.

**GENERAL INFORMATION:**

|                                |  |
|--------------------------------|--|
| Location:                      | The NW corner of Vance & Coliseum Blvd.  |
| Legal Description:             | See File   |
| Existing Zoning:               | RA   |
| Size of Property:              | Approximately 14.69 acres  |
| Surrounding Land Use & Zoning: | North - RA - Residential<br>South - R-1 - Residential<br>East - RA - Residential<br>West - RA - Residential  |
| Reason For Request:            | To establish a professional office district.   |
| Comprehensive Plan:            | This request is located in the Middle Ring as defined by the Comprehensive Plan. General Land Use Policies state that rezonings and development proposals should be compatible with existing land uses and not establish an undesirable precedent in the area to be developed. The goal in the Middle Ring is to maintain investments and prevent deterioration in existing neighborhoods. The Comprehensive Plan designates this as a future commercial area. |
| Urban Design:                  | Approved   |
| Neighborhood Planning:         | Even though the area isn't in a neighborhood strategy area, an office complex, planned or not, would greatly detract from the surrounding residential neighborhoods. Any development in this area other than residential or park/open space would be detrimental to the area.  |
| HANDS:                         | No comment   |
| Housing Authority:             | No Comment   |



Change of Zone #12Z  
2 April 1985

Page two

SPECIAL INFORMATION:

Physical Characteristics:                      Currently an unplatted open area.

PLANINNG STAFF DISCUSSION:

The current zoning on the property would allow for a number of uses, including multi-family developments. We feel that the residential quality of life should be considered prior to approving any development of this tract. A professional office district would appear to be a more compatible use regarding the surrounding area, however, we would prefer to see either a single family residential, or park development here.

The Comprehensive Plan does show business uses at this location. Inasmuch as the area immediately to the south and west is all developed into single family residential, we feel that this site be handles very sensitively as to visual screening and more importantly the traffic flow from this site not be allowed to traverse the residential area to the west. The development plan should be reviewed in this respect very carefully.

RECOMMENDATION:

Approval

## RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on April 9, 1985, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-85-04-09; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on April 15, 1985;

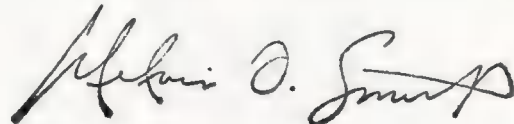
NOW THEREOFRE, BE IT RESOLVED that the City Plan Commission does hereby recommend that this ordinance be returned to the Common Council with a DO PASS recommendation based on the Commission's following "Findings of Fact":

- (1) the grant will not be injurious to the public health, safety, morals, and general welfare of the community;
- (2) the use or value of the area adjacent to the property included in the rezoning will not be affected in a substantially adverse manner;
- (3) the need for the rezoning arises from some condition peculiar to the property involved and the condition is not due to the general conditions of the neighborhood;
- (4) the strict application of the terms of the zoning ordinance will constitute an unusual and unnecessary hardship if applied to the property for which the rezoning is sought; and,
- (5) the grant does not interfere substantially with the comprehensive adopted under the 500 series of the metropolitan development law.

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held April 22, 1985.

Certified and signed this  
2nd day of May 1985.



Melvin O. Smith  
Secretary



**The City of Fort Wayne**  
LAND USE MANAGEMENT  
Division of Community Development & Planning

2 May 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a utility easement.

The proposed ordinance is designated as:

BILL NO. G-85-04-08 (AS AMENDED)

Respectfully submitted,

CITY PLAN COMMISSION

Certified and signed this  
2nd day of May 1985.

Melvin O. Smith  
Secretary



**FACT SHEET**

G-85-04-08 (AS AMENDED)

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE**

Easement Vacation Ordinance

**APPROVAL DEADLINE****REASON****DETAILS****Specific Location and/or Address**

The North 5 feet of Lot #2 in Norwood Add.

**Reason for Project**

To allow for the construction of a new building which will encroach 3 feet into easement.

**Discussion (Including relationship to other Council actions)**April 15, 1985 - Public Hearing

Victor Shiriaev, petitioner stated he intends to construct a new building which will encroach 3 feet into this 5 foot easement. He stated he would be willing to amend his petition to vacate only the south 3 feet of the easement.

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

April 22, 1985 - Business Meeting

Vacation request was amended to vacate only the South 3 feet of the North 5 feet of Lot #2 in Norwood Addition.

Motion to approve as amended was made and carried.

Of the 8 members present 7 voted aye in favor of the vacation one did not vote.

**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**Victor Shiriaev  
City Department

Other

**Opponents****Groups or Individuals**

Basis of Opposition

**Staff  
Recommendation**☒ For ☐ Against

Reason Against

**Board or  
Commission  
Recommendation****By**☒ For ☐ Against  
☐ No Action Taken☐ For with revisions to conditions  
(See Details column for conditions)**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass ☐ Other  
☐ Pass (as amended) ☐ Hold☐ Council Sub. ☐ Do not pass

**DETAILS**

**POLICY/PROGRAM IMPACT**

|                               |  |
|-------------------------------|--|
| Policy or Program Change      | <input type="checkbox"/> No <input type="checkbox"/> Yes |
|                               |  |
|                               |  |
|                               |  |
| Operational Impact Assessment |  |
|                               |  |
|                               |  |
|                               |  |

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date

Reviewed by

*Gary Burtin*

Date

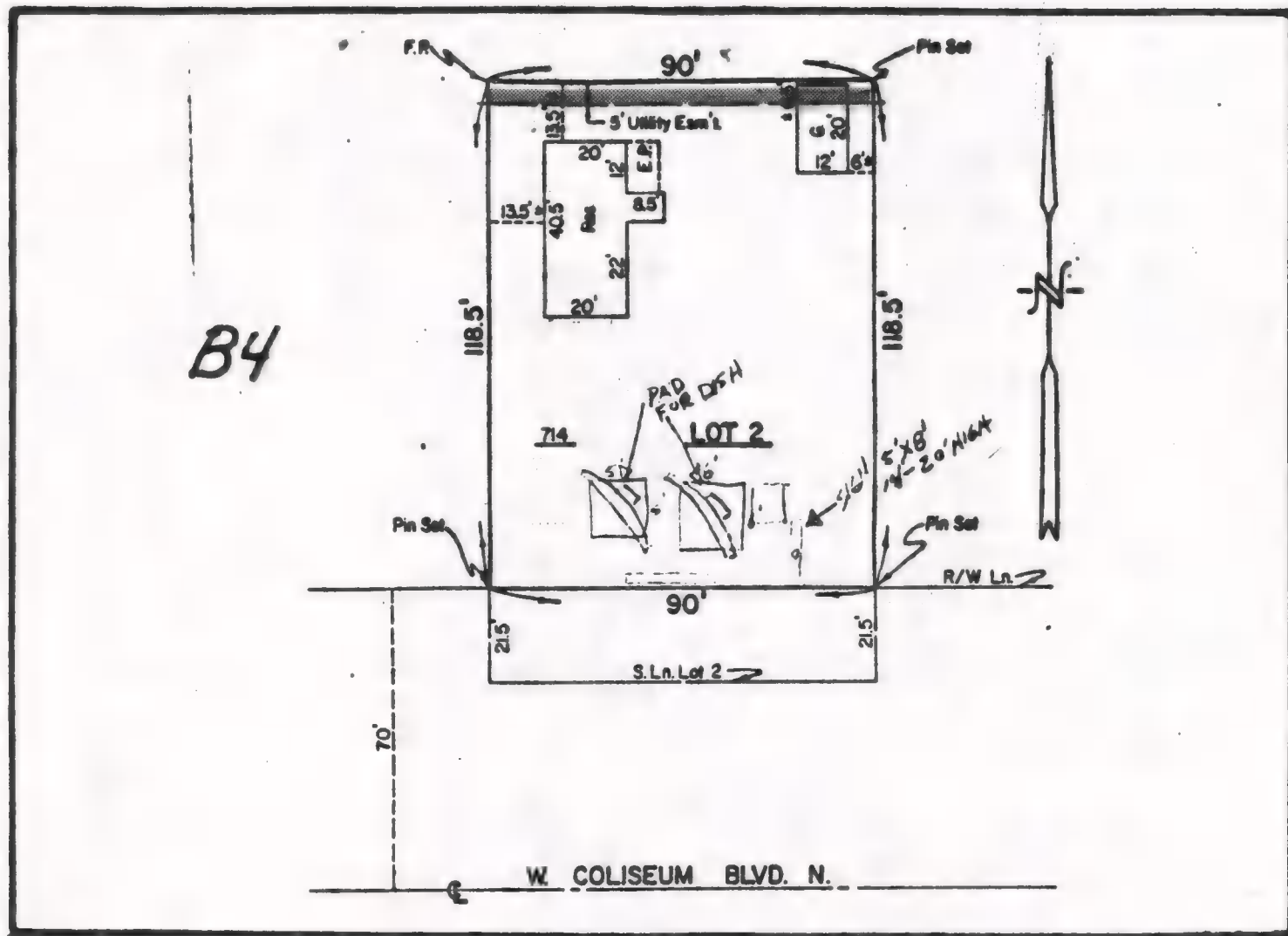
*5/2/85*

Reference or Case Number

## #124

MAP NO. 4-30

COUNCILMANIC DISTRICT NO. 3

**Zoning:**

B4 ROADSIDE BUSINESS

**Land Use:**

☐ SINGLE FAMILY

BILL NO. G-85-04-08 - AS AMENDED





Vacation Petition #124

PROPOSAL:

Victor Shiriaev is petitioning for the vacation of an easement at the rear of his property.

GENERAL INFORMATION:

Location: At the rear of Lot 2, Norwood Addition.

Size of Property: Approximately 450 sq. ft.

Reason for Request: Construction of a building addition.

Applicable Regulations: Would be building over an easement.

Comprehensive Plan: No Comment

Urban Design: No Comment

Neighborhood Planning: No Comment

HANDS: No Comment

Housing Authority: No Comment

SPECIAL INFORMATION:

Public Utilities: Are available

Physical Characteristics: The existing garage is encroaching on the easement.

PLANNING STAFF DISCUSSION:

If the petition is to vacate the easement located as the North 5 feet of Lot 2 in Norwood Addition, we have no objections, Before this easement is vacated the existing utilities must be relocated.

RECOMMENDATION:

Conditional Approval

Contingent upon release from all utilities for this easement.

WHEREAS, VICTOR SHIRIAEV has petitioned and requested the Fort Wayne City Planning Commission to hold a public hearing upon the vacation of the following portion of a dedicated utility easement situated in Fort Wayne, Allen County, to-wit:

The South 3 feet of the North 5 feet of Lot #2 in Norwood Addition

all in accordance with the terms of Section 40, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof;

WHEREAS, said vacation of a portion of a dedicated utility easement has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne Board of Public Works that the vacation of said portion of a dedicated utility easement hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana.


BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said portion of a dedicated utility easement hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said portion of dedicated utility easement or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

1. David J. Kieker, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held April 24, 1985 and as same appears of record in the official records of said Board of Public Works.

DATED THIS 24<sup>th</sup> DAY OF April 1985

David J. Klester, Director of Public Works

  
Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvo, Director of Public Safety

*Melvin A. Smith*  
Melvin Smith  
Secretary





**The City of Fort Wayne**  
LAND USE MANAGEMENT  
Division of Community Development & Planning

2 May 1985

COMMUNICATIONS FROM THE CITY PLAN COMMISSION

The Common Council of the  
City of Fort Wayne  
City-County Building  
One Main Street  
Fort Wayne, IN 46802

Gentlemen and Mrs. Bradbury:

Attached hereto is the recommendation of the City Plan Commission on one (1) ordinance concerning the vacation of a dedicated plat.

The proposed ordinance is designated as:

BILL NO. G-85-04-07

Respectfully submitted,

CITY PLAN COMMISSION

Melvin O. Smith  
Secretary

Certified and signed this  
2nd day of May 1985.

**FACT SHEET**

G-85-04-07

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE**

Plat Vacation Ordinance

**APPROVAL DEADLINE****REASON****DETAILS****Specific Location and/or Address**

North of Ridgelane and West of Reckeweg Rd.

**Reason for Project**

Plat needs to be vacated in order to incorporate a new plat to accomodate condominiums.

**Discussion (Including relationship to other Council actions)**April 15, 1985 - Public Hearing

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

April 22, 1985 - Business Meeting

Motion to approve was made and carried.

Of the 8 members present 7 voted aye in favor of approval one did not vote.

**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**

Michael Todoran/Windsor Bldrs

City Department

Other

**Opponents**

Groups or Individuals

Basis of Opposition

**Staff  
Recommendation**☒ For☐ Against

Reason Against

**Board or  
Commission  
Recommendation**

By

☒ For☐ Against☐ No Action Taken

☐ For with revisions to conditions  
(See Details column for conditions)

**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass☐ Other☐ Pass (as  
amended)☐ Hold☐ Council Sub.☐ Do not pass

**DETAILS**

**POLICY/PROGRAM IMPACT**

|                               |  |
|-------------------------------|--|
| Policy or Program Change      | <input type="checkbox"/> No <input type="checkbox"/> Yes |
|                               |  |
|                               |  |
|                               |  |
| Operational Impact Assessment |  |
|                               |  |
|                               |  |
|                               |  |

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date

Reviewed by *Gary Baiton*

Date *5/2/85*

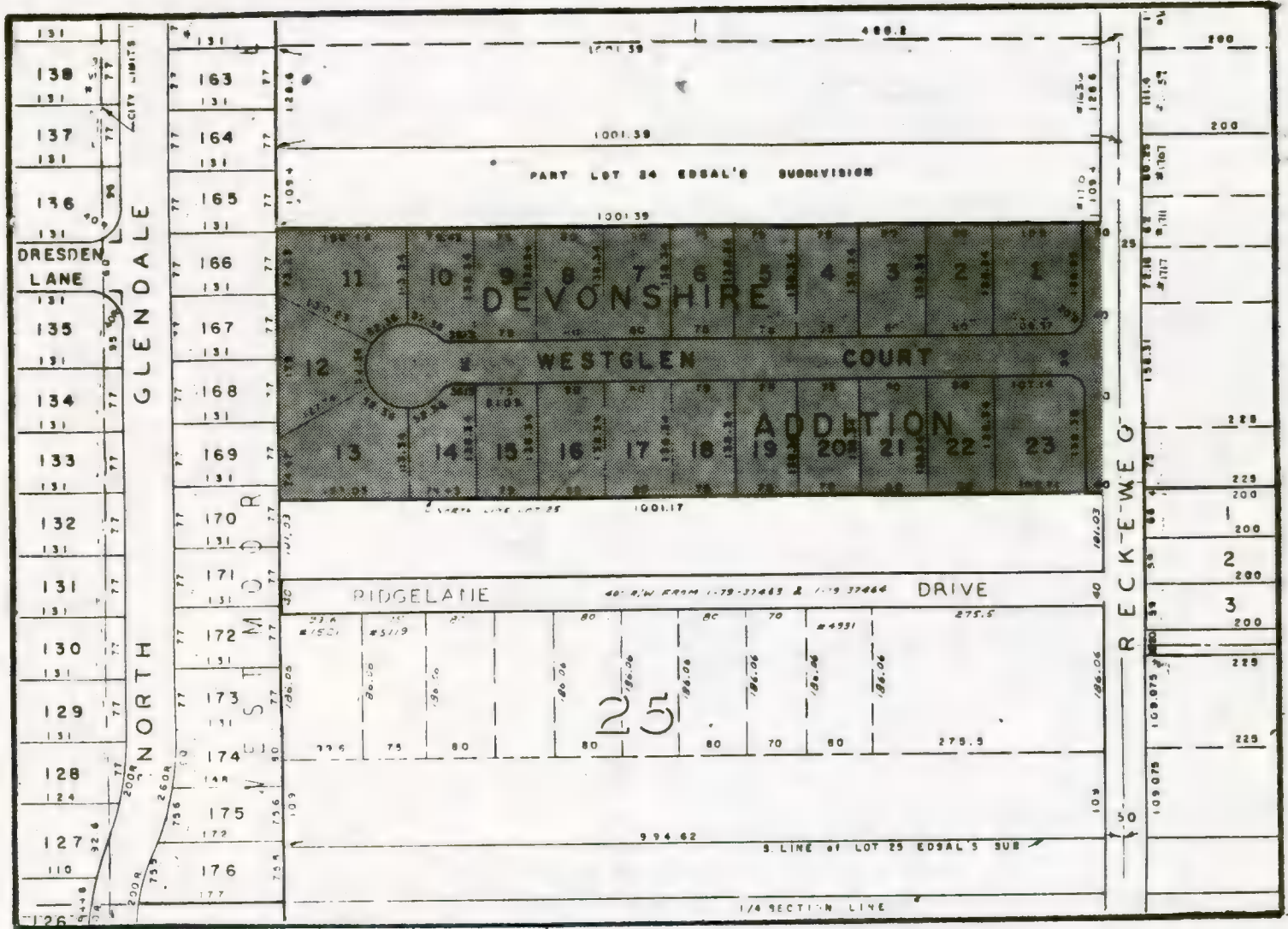
Reference or Case Number



# VACATION PETITION #113

A PETITION TO VACATE THE DESCRIBED PLAT  
OF PROPERTY. MAP NO. F-2

COUNCILMANIC DISTRICT NO. 4



Zoning:

Land Use:

BILL NO. 8-85-04-07

Scale: 1"=200'

-24-

Date: 1-24-85



2 April 1985.

**Plat Vacation #113**

**PROPOSAL:**

The Devonshire Corporation petitioning for the vacation of a subdivision.

**GENERAL INFORMATION:**

|                                |  |
|--------------------------------|--|
| Location:                      | West off Reckeweg Road, north of Ridgelane Dr.                                 |
| Legal Description:             | Devonshire Addition  |
| Existing Zoning:               | RA   |
| Size of Property:              | Approximately 9.137 acres  |
| Surrounding Land Use & Zoning: | North - RA - SFR<br>South - RA - SFR<br>East - RA - SFR<br>West RA & R-1 - SFR |
| Reason For Request:            | Condominium development  |
| Applicable Regulations:        | Subdivision plat must be vacated to allow proposed development.                |
| Comprehensive Plan:            | No Comment   |
| Urban Design:                  | No Comment   |
| Neighborhood Planning:         | No Comment   |
| HANDS:                         | No Comment   |
| Housing Authority:             | No Comment   |

**SPECIAL INFORMATION:**

|                           |   |
|---------------------------|---|
| Public Utilities:         | Are available with appropriate extensions.  |
| Physical Characteristics: | Currently this is open, undeveloped ground. |

**PLANNING STAFF DISCUSSION:**

We have no objections to the proposed vacation. The preliminary development plan for the Sawmill Woods Condominium Project has already received conditional approval from the Plan Commission.

**RECOMMENDATION:**

Conditional Approval

Contingent upon receiving releases from all affected utilities.

75-12-5

The plat of Devonshire in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385, of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, said vacation of dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Electrical Engineering, Park Board and through the Public Utility Companies.

BE IT FURTHER RESOLVED by the Board of Public Works that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved subject to easements as required by all public utilities occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall not be deprived of said use on account of these proceedings unless any said utilities shall file a written consent to said vacation.

I, Harold J. Kresler, Chairman of the Board of Public Works, do hereby certify that attached hereto is a full, true and correct copy of a resolution adopted by the Fort Wayne Board of Works at their meeting held April 24, 1985 and as same appears of record in the official records of said Board of Public Works.

David J. Kiester, Director of Public Works

Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos, Director of Public Safety



## RESOLUTION

WHEREAS, MICHAEL J. TODORAN of the DEVONSHIRE CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated plat situated in Fort Wayne, Allen County to-wit:

The plat of Devonshire in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana

Including the right-of-way of Westglen Court, Lots Number 1 through 23, both inclusive, the easements and building lines, together with the Protective Restrictions, Covenants and Limitations thereto;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385, of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and property publication thereof;

WHEREAS, said public hearing was held on April 15, 1985 at 7:00 p.m. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated plat.

WHEREAS, said vacation of the dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated plat hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

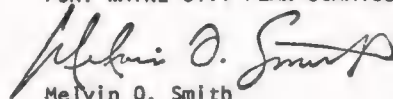
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the property governing body having jurisdiction of the vacation of the dedicated plat in Allen County, Indiana.

STATE OF INDIANA)  
                  ) SS:  
COUNTY OF ALLEN )

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held April 22, 1985, and the same appears of record in the official records of said Plan Commission.

DATED THIS 2nd DAY OF May 1985

FORT WAYNE CITY PLAN COMMISSION

  
Melvin O. Smith  
Secretary

**FACT SHEET**

G-85-04-07

BILL NUMBER

**Division of Community  
Development & Planning****BRIEF TITLE**

Plat Vacation Ordinance

**APPROVAL DEADLINE****REASON****DETAILS****Specific Location and/or Address**

North of Ridgelane and West of Reckeweg Rd.

**Reason for Project**

Plat needs to be vacated in order to incorporate a new plat to accomodate condominiums.

**Discussion (Including relationship to other Council actions)**April 15, 1985 - Public Hearing

There was no one present who wished to speak in favor of or in opposition to the proposed vacation.

April 22, 1985 - Business Meeting

Motion to approve was made and carried.

Of the 8 members present 7 voted aye in favor of approval one did not vote.

**POSITIONS****RECOMMENDATIONS****Sponsor**

City Plan Commission

**Area Affected**

City Wide

Other Areas

**Applicants/  
Proponents****Applicant(s)**

Michael Todoran/Windsor Bldrs

City Department

Other

**Opponents**

Groups or Individuals

Basis of Opposition

**Staff  
Recommendation**☒ For ☐ Against

Reason Against

**Board or  
Commission  
Recommendation**

By

☒ For ☐ Against  
☐ No Action Taken☐ For with revisions to conditions  
(See Details column for conditions)**CITY COUNCIL  
ACTIONS  
(For Council  
use only)**☐ Pass ☐ Other  
☐ Pass (as amended) ☐ Hold  
☐ Council Sub. ☐ Do not pass

**DETAILS**

**POLICY / PROGRAM IMPACT**

|                               |  |
|-------------------------------|--|
| Policy or Program Change      | <input type="checkbox"/> No <input type="checkbox"/> Yes |
|                               |  |
|                               |  |
|                               |  |
| Operational Impact Assessment |  |
|                               |  |
|                               |  |
|                               |  |

(This space for further discussion)

Project Start

Date

Projected Completion or Occupancy

Date

Fact Sheet Prepared by

Date

Reviewed by

*Gary Batten*

Date 5/2/85

Reference or Case Number



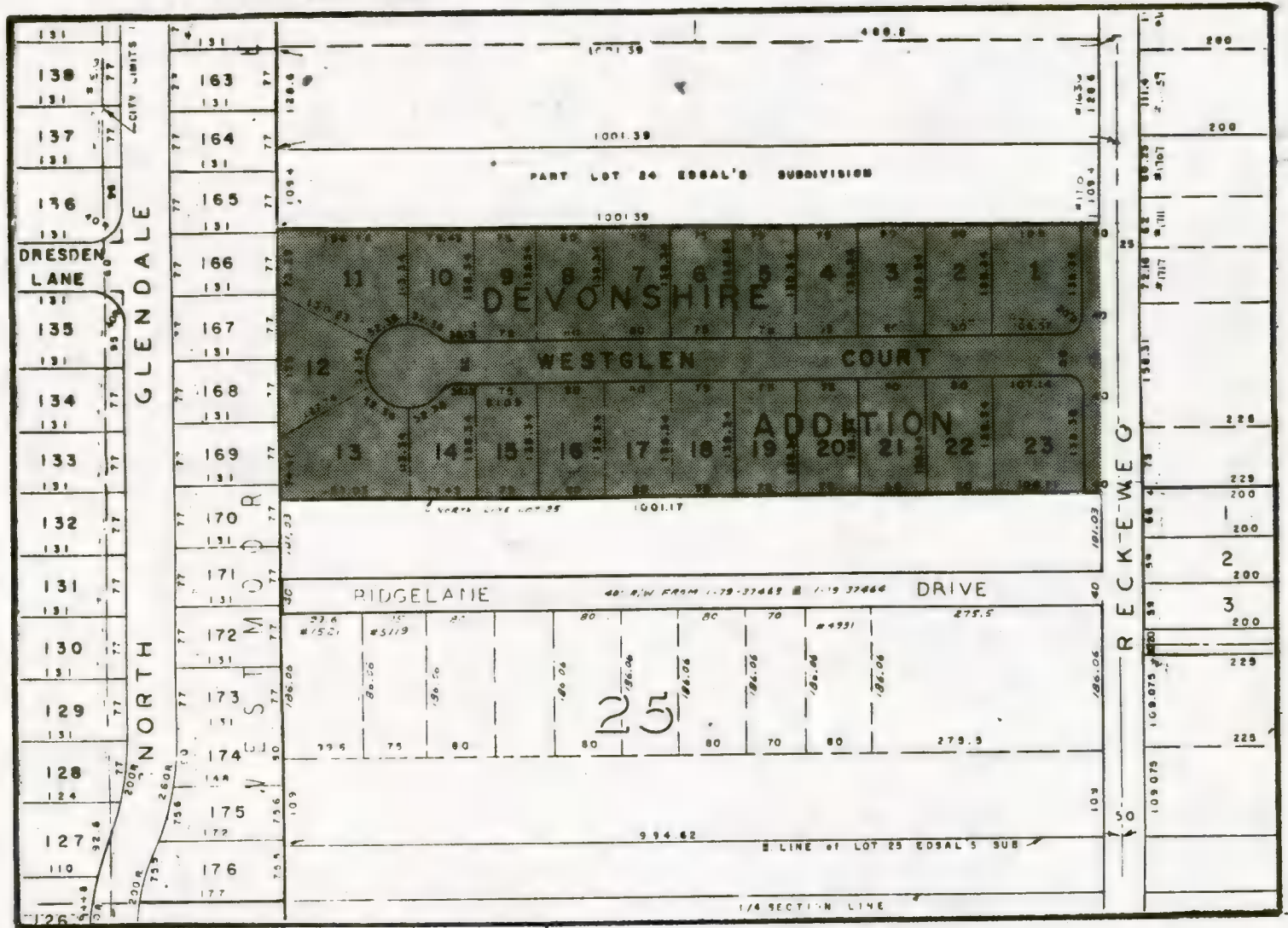
# VACATION PETITION

#113

A PETITION TO VACATE THE DESCRIBED PLAT  
OF PROPERTY.

MAP NO. F-2

COUNCILMANIC DISTRICT NO. 4



Zoning:

Land Use:

BILL NO. C-85-04-07

Scale: 1"=200'

-24-

Date: 1-24-85



2 April 1985

Plat: Vacation #113

PROPOSAL:

The Devonshire Corporation petitioning for the vacation of a subdivision.

GENERAL INFORMATION:

|                                |  |
|--------------------------------|--|
| Location:                      | West off Reckeweg Road, north of Ridgelane Dr.                                 |
| Legal Description:             | Devonshire Addition  |
| Existing Zoning:               | RA   |
| Size of Property:              | Approximately 9.137 acres  |
| Surrounding Land Use & Zoning: | North - RA - SFR<br>South - RA - SFR<br>East - RA - SFR<br>West RA & R-1 - SFR |
| Reason For Request:            | Condominium development  |
| Applicable Regulations:        | Subdivision plat must be vacated to allow proposed development.                |
| Comprehensive Plan:            | No Comment   |
| Urban Design:                  | No Comment   |
| Neighborhood Planning:         | No Comment   |
| HANDS:                         | No Comment   |
| Housing Authority:             | No Comment   |

SPECIAL INFORMATION:

|                           |   |
|---------------------------|---|
| Public Utilities:         | Are available with appropriate extensions.  |
| Physical Characteristics: | Currently this is open, undeveloped ground. |

PLANNING STAFF DISCUSSION:

We have no objections to the proposed vacation. The preliminary development plan for the Sawmill Woods Condominium Project has already received conditional approval from the Plan Commission.

RECOMMENDATION:

Conditional Approval

Contingent upon receiving releases from all affected utilities.

75-12-5

The plat of Devonshire in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana

STATE OF INDIANA )  
 ) SS:  
COUNTY OF ALLEN )

DATED THIS 24<sup>th</sup> DAY OF April 1985  
FORT WAYNE BOARD OF PUBLIC WORKS

David J. Kiester, Director of Public Works

Cosette R. Simon, Director of Administration & Finance

Lawrence D. Consalvos, Director of Public Safety



RESOLUTION

WHEREAS, MICHAEL J. TODORAN of the DEVONSHIRE CORPORATION has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated plat situated in Fort Wayne, Allen County to-wit:

The plat of Devonshire in its entirety, a Subdivision of part of Lot 24 in Edsall's Subdivision in LaGro Reserve, Township 30 North, Range 12 East, Allen County, Indiana, the same having been recorded in Plat Book 44, pages 65-68 in the Office of the Recorder of Allen County, Indiana

Including the right-of-way of Westglen Court, Lots Number 1 through 23, both inclusive, the easements and building lines, together with the Protective Restrictions, Covenants and Limitations thereto;

all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385, of the Acts of the General Assembly of the State of Indiana, Indiana Code Section 36-7-4-512; and,

WHEREAS, notice of such public hearing has been given by due and property publication thereof;

WHEREAS, said public hearing was held on April 15, 1985 at 7:00 p.m. and at such hearing there were no objections of any kind or character which should prevent the vacation of said dedicated plat.

WHEREAS, said vacation of the dedicated plat has been routed through the following departments: Street Engineering, Traffic Engineering, Water Engineering, Water Pollution Control Engineering, Street Light Engineering, Park Board and through the Public Utility Companies.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated plat hereinbefore described conforms to the general policy pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said dedicated plat hereinbefore described be and the same is hereby approved.

BE IT FURTHER RESOLVED no public utility occupying and using said dedicated plat or part thereof for the vacation and operation of its utility facilities shall be deprived of said use on account of these proceedings unless any said utility shall file a written consent to said vacation.

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the property governing body having jurisdiction of the vacation of the dedicated plat in Allen County, Indiana.

STATE OF INDIANA)

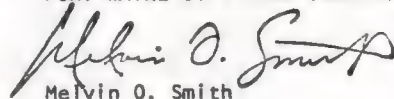
) SS:

COUNTY OF ALLEN )

I, Melvin O. Smith, Secretary of the Fort Wayne City Plan Commission, do hereby certify that attached is a full, true and correct copy of a resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held April 22, 1985, and as the same appears of record in the official records of said Plan Commission.

DATED THIS 2nd DAY OF May 1985

FORT WAYNE CITY PLAN COMMISSION

  
Melvin O. Smith  
Secretary

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Numbers:

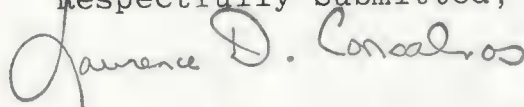
59-85-E

60-85-E

61-85-D

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolutions a matter of record and  
incorporate them into the minutes of the next Common Council  
Meeting.

Respectfully Submitted,

A handwritten signature in dark ink, reading "Lawrence D. Consalvos". The signature is written in a cursive style with a large, looping initial "L".

Lawrence D. Consalvos, Chairman  
Board of Public Safety

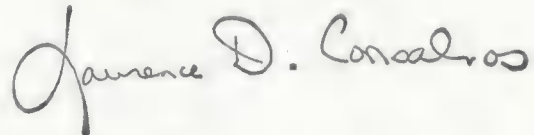
R E T U R N   C E R T I F I C A T E

59/85/E

(Regulatory Resolution No. 60/85/E / )

61/85/D

I hereby certify that I did this 24 day of  
April, 1985 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
Regulatory Resolution No. 59/85/E  
60/85/E of the Board of Public  
61/85/D  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions .  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.



CHAIRMAN, Board of Public Safety

Lawrence D. Consalvos



REGULATORY RESOLUTION NO. 59-85-E /E

(Adopted April 24, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to RENEW & EXTEND REGULATROY RESOLUTION

13/85/E

NO PARKING

(EMERGENCY)

Plazae Drive --both sides-- from McKinnie Avenue

to 205' North Thereof

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated April 19, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 24, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING

(EMERGENCY)

Plaza Drive

--both sides--

from McKinnie Avenue  
to 205' north thereof

Ordinance  
Expires: 6/23/85  
Type Up: 6/14/85

REGULATORY RESOLUTION NO. 60/85 /E

(Adopted April 24, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to PARKING REGULATION

NO PARKING (TEMPORARY) (EMERGENCY)

Old Mill Road --east side-- from Lexington  
Avenue to  
Westover Road

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 23, 1985, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 24, 1985, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING (TEMPORARY)

(EMERGENCY)

Old Mill Road -east side- from Lexington Avenue  
to Westover Road

NO PARKING (TEMPORARY)

(DELEGATED)

Old Mill Road --West Side-- from lexington  
Avenue to 100 feet  
south thereof

Old Mill Road --West Side-- from Westover Road  
to 100 feet north  
thereof

RECEIVED

APR 24 1985

TRAFFIC ENG.

REGULATORY RESOLUTION NO. 61/85 /D

(Adopted April 24, 1985)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make regulations to carry out its delegated authority thereunder; and,

WHEREAS, Section 17-118 of said chapter delegates to this Board authority to NO PARKING PASSENGER LOADING

| <u>ZONE</u>               | <u>(SUNDAYS &amp; HOLIDAYS)</u> | <u>(DELEGATED)</u>  |
|---------------------------|---------------------------------|---|
| <u>Forest Avenue</u>      | <u>--north side--</u>           | <u>from Kentucky Avenue</u><br><u>to 80 feet east thereof</u> |
| <u>Parking Regulation</u> |                                 |   |

\_\_\_\_\_ ; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 23, 1985, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board:

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA

That, pursuant to the authority delegated to this Board by Section 17-118 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974, it is hereby ordered, effective

April 24, 1985, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING LOADING ZONE (SUNDAYS & HOLIDAYS) (DELEGATED)

|               |                |  |
|---------------|----------------|--|
| Forest Avenue | --north side-- | from Kentucky Avenue<br>to 80 feet east<br>thereof |
|---------------|----------------|--|

DELETE:

NO PARKING PASSENGER LOADING ZONE (SUNDAYS & HOLIDAYS) (DELEGATE

|               |                |  |     |
|---------------|----------------|--|-----|
| Forest Avenue | --north side-- | from Kentucky Avenue to<br>feet east thereof | 150 |
|---------------|----------------|--|-----|



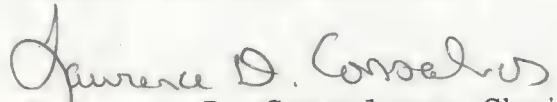
President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Numbers: 62/85/E  
63/85/E  
64/85/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolutions a matter of record and  
incorporate them into the minutes of the next Common Council  
Meeting.

Respectfully Submitted,

A handwritten signature in dark ink, appearing to read "Lawrence D. Consalvos". The signature is fluid and cursive, with the first name "Lawrence" and last name "Consalvos" clearly legible.

Lawrence D. Consalvos, Chairman  
Board of Public Safety

R E T U R N   C E R T I F I C A T E

(Regulatory Resolution No. 62/85/E  
63/85/E )  
64/85/E

I hereby certify that I did this 30th day of  
April, 1985 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
Regulatory Resolution No. 62/85/E  
63/85/E of the Board of Public  
64/85/E  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.

J. D. Combs  
CHAIRMAN, Board of Public Safety

REGULATORY RESOLUTION NO. 62/85 /E

(Adopted April 30, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to 30 MINUTE PARKING 8 A.M. - 6 P.M. (EMERGENCY) AND

DELETE: NO PARKING (EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 24, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 30, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

30 MINUTE PARKING 8 A.M. - 6 P.M. (EMERGENCY)

Pontaic Street -- south side -- from 50 feet east of the east right-of-way line of Redwood Avenue to 200 feet west thereof

DELETE: NO PARKING (EMERGENCY)

Pontaic Street -- south side -- from 50 feet east of the east right-of-way line of Redwood Avenue to 200 feet west thereof



REGULATORY RESOLUTION NO. 63/85 /E

(Adopted April 30, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to DELETE: (TEMPORARILY) NO PARKING (EMERGENCY)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated April 25, 19 85 submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 30, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

DELETE: (TEMPORARILY)

NO PARKING

(EMERGENCY)

Northside Drive -- east side -- from State Boulevard to 700 feet north thereof

REGULATORY RESOLUTION NO. 64/85/E

(Adopted April 30, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with

regard to IMPAIRED MOBILITY PARKING (RESIDENTIAL)

(EMERGENCY)

: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum

dated April 29, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

April 30, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

IMPAIRED MOBILITY PARKING (RESIDENTIAL) (EMERGENCY)

805 Kinsmoor Avenue -- south side -- from 215 feet east of Indiana Avenue to 20 feet east thereof

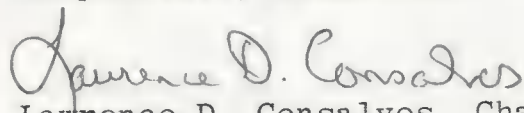
President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Numbers: 65/85/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolutions a matter of record and  
incorporate them into the minutes of the next Common Council  
Meeting.

Respectfully Submitted,

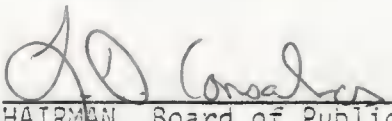
A handwritten signature in dark ink, appearing to read "Lawrence D. Consalvos". The signature is fluid and cursive, with the first name "Lawrence" and last name "Consalvos" clearly distinguishable.

Lawrence D. Consalvos, Chairman  
Board of Public Safety

R E T U R N   C E R T I F I C A T E

(Regulatory Resolution No. 65/85/E)

I hereby certify that I did this 6th day of  
May, 1985 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
Regulatory Resolution No. 65/85/E of the Board of Public  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.

  
CHAIRMAN, Board of Public Safety



(Adopted May 6, 1985)

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to STOP INTERSECTION (EMERGENCY)

regard to STOP INTERSECTION (EMERGENCY)

: AND,

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

May 6, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

STOP INTERSECTION (EMERGENCY)

Kiwanis Drive -- stop -- for Monument Drive

Monument Drive --stop-- for Neighbor Drive

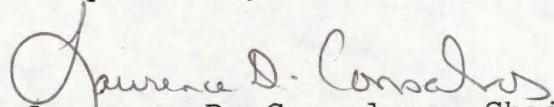
President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen and Mrs. Bradbury:

Attached herewith are authenticated copies of the Board of  
Public Safety Regulatory Resolution Numbers: 66/85/E

For the purpose of enforcement, please make this communication  
and the attached Regulatory Resolutions a matter of record and  
incorporate them into the minutes of the next Common Council  
Meeting.

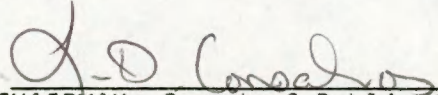
Respectfully Submitted,

  
Lawrence D. Consalvos, Chairman  
Board of Public Safety

R E T U R N   C E R T I F I C A T E

(Regulatory Resolution No. 66/85 E)

I hereby certify that I did this 9th day of  
May, 19 85 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, the City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana respectively, a copy of the within  
Regulatory Resolution No. 66/85 E of the Board of Public  
Safety of the City of Fort Wayne, duly certified by me as  
Chairman of said Board, in accordance with the provisions  
of Section 17-4 of Chapter 17, of the Code of the City of  
Fort Wayne, Indiana 1974.

  
\_\_\_\_\_  
CHAIRMAN, Board of Public Safety



REGULATORY RESOLUTION NO. 66/85/E

(Adopted May 9, 19 85)

WHEREAS, Section 17-4, Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 authorizes the Board of Public Safety to make temporary or experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Temporary Experimental Regulation hereinafter ordered, with regard to NO PARKING (EMERGENCY)

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\_\_\_\_\_: AND,

WHEREAS, the City Traffic Engineer has, by written memorandum dated May 7, 19 85, submitted to this Board his advice with regard to the regulation herein adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 17-4 of Chapter 17 of the Code of the City of Fort Wayne, Indiana of 1974 to make temporary or experimental regulations to cover special conditions, it is hereby ordered, effective

May 9, 19 85, and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that the FOLLOWING IS ESTABLISHED:

NO PARKING

(EMERGENCY)

Monroe Street — east side — from Oxford Street to 170 feet north thereof



THE COUNCIL THEN ADJOURNED.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its \_\_\_\_\_ Session, held on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances, and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_,

\_\_\_\_\_  
SANDRA E. KENNEDY, CITY CLERK